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UNITED STATES
NUCLEAR REGULATORY COMMISSION
REGION II

245 PEACHTREE CENTER AVENUE NE, SUITE 1200
ATLANTA, GEORGIA 30303-1257

February 6, 2017

EA-16-227

Mr. Ernest J. Kapopoulos, Jr.
Site Vice President
H. B. Robinson Steam Electric Plant
Duke Energy
3581 West Entrance Road, RNPA01
Hartsville, SC 29550

SUBJECT: H.B. ROBINSON STEAM ELECTRIC PLANT – NOTICE OF VIOLATION; NRC
INSPECTION REPORT NO. 05000261/2017405; AND INVESTIGATION
REPORT NO. 2-2016-001

Dear Mr. Kapopoulos:

This refers to an investigation completed on September 30, 2016, by the Nuclear Regulatory Commission's (NRC) Office of Investigations (OI) concerning activities at Duke Energy's H. B. Robinson Steam Electric Plant (Robinson). The purpose of the investigation was to review a security incident that was identified on September 23, 2015. The results of the investigation, including the identification of an apparent violation, were described in NRC Inspection Report (IR) 05000261/2016404 dated December 27, 2016.

In the letter transmitting the inspection report, we provided you with the opportunity to address the apparent violation identified in the report by either attending a pre-decisional enforcement conference or by providing a written response before we made our final enforcement decision. In a letter dated January 24, 2017, you provided a response to the apparent violation.

As documented in your written response, you accepted the violation and facts as described in the inspection report, acknowledged the significance of the issue and the need for lasting and effective corrective actions, and provided details of your corrective actions to preclude recurrence.

Based on the information developed during the investigation and the information provided in your written response, the NRC has determined that a violation of NRC requirements occurred. The violation is cited in the enclosed Notice of Violation (Notice, Enclosure 1), and the circumstances surrounding it are described in detail in the subject NRC Inspection Report. Enclosure 2 to this letter describes the basis for determining the severity level of the violation and the basis for the NRC's conclusion that a civil penalty is not warranted.

~~Enclosure(s) transmitted herewith contain(s) SUNSI. When separated from enclosure(s), this transmittal document is decontrolled.~~

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E. Kapopoulos

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For administrative purposes, this letter is issued as NRC Inspection Report 05000261/2017405. Accordingly, the AV documented in NRC Inspection Report 05000261/2016404 is designated as VIO 05000261/2017405-001.

The NRC has concluded that information regarding: (1) the reason for the violation; (2) the corrective actions that have been taken and the results achieved; and (3) the date when full compliance was achieved is already adequately addressed on the docket in Duke Energy's written response dated January 24, 2017. Therefore, you are not required to respond to this letter unless the description therein does not accurately reflect your corrective actions or your position. In that case, or if you choose to provide additional information, you should follow the instructions specified in the enclosed Notice.

This cover letter will be made available for public inspection in the NRC's Agencywide Documents Access and Management System (ADAMS) at <http://www.nrc.gov/reading-rm/adams.html> and at the NRC Public Document Room in accordance with 10 CFR 2.390, "Public Inspections, Exemptions, Requests for Withholding."

The material enclosed herewith contains Security-Related Information in accordance with 10 CFR 2.390(d)(1) and its disclosure to unauthorized individuals could present a security vulnerability. Therefore, the material in the enclosure will not be made available electronically for public inspection in the NRC Public Document Room or from the NRC's ADAMS, accessible from the NRC Web site at <http://www.nrc.gov/reading-rm/adams.html>.

Should you have any questions concerning this letter, please contact me at 404-997-4600.

Sincerely,

/RA/

Catherine Haney
Regional Administrator

Docket No. 50-261
License No. DPR-23

Enclosures:

1. Notice of Violation
2. Severity Level and Civil Penalty Assessment

cc: (See page 3)

E. Kapopoulos

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cc:

Jeffrey Remick, Director
Nuclear Plant Security
H.B. Robinson Steam Electric Plant
3581 West Entrance Road, RNPA02
Hartsville, South Carolina 29550

Edward T. O'Neil, General Manager
Nuclear Protective Services
Duke Energy Corporation
526 South Church Street, Phase II, EC5ZD
Charlotte, NC 28202

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Letter to Mr. Ernest J. Kapopoulos, Jr. from Ms. Catherine Haney dated February 6, 2017.

SUBJECT: H.B. ROBINSON STEAM ELECTRIC PLANT – NOTICE OF VIOLATION; NRC INSPECTION REPORT NO. 05000261/2017405; AND INVESTIGATION REPORT NO. 2-2016-001

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